

10/534,949

REMARKS


In the outstanding action, the Examiner requires restriction, under 35 U.S.C. § 121, between one of the following groups of claims:

- I. Claims 17 and 24, drawn to a fruit coring device including first and second blades both lie within a blade plane and are each only connected to an inwardly facing surface of the tubular member,
- II. Claims 25 and 30, drawn to a fruit coring device including at least one blade having a triangular shape,
- III. Claims 26 and 31, drawn to a fruit coring device including at least one blade tapers to a smallest dimension which is located adjacent the longitudinal axis,
- IV. Claims 27 and 33, drawn to a fruit coring device including at least one blade is bent along a fold line which extends parallel to the longitudinal axis,
- V. Claims 28 and 34, drawn to a fruit coring device including a substantially radially inwardly free end of at least one blade is spaced from the longitudinal axis of a tubular member, and
- VI. Claim 32, drawn to a fruit coring device including first and second blades aligned with one another and the longitudinal axis of a tubular member.

The Applicant elects the invention disclosed in Group V (claims 28 and 34) as well as new claims 35 and 36, along with claims 23 and 29 to be prosecuted on the merits. It is requested that, without further action thereon, claims 16-19, 24-27 and 30-33 be retained in this application, pending disposition of this case, for possible reinstatement in the event that a generic claim is allowed or for possible filing of a divisional application(s).

In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,


Michael J. Bujold, Reg. No. 32,018
Customer No. 020240
Davis & Bujold, P.L.L.C.
112 Pleasant Street
Concord, NH 03301-2931
Telephone 603-226-7490
Facsimile 603-226-7499
E-mail: patent@davisandbujold.com

12/18/08 - 3:27 PM

- 7 -